

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

GESTURE TECHNOLOGY  
PARTNERS, LLC,

Plaintiff

v.

HUAWEI DEVICE CO., LTD.,  
HUAWEI DEVICE USA, INC.,

Defendants.

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CASE NO. 2:21-cv-00040-JRG  
(Lead Case)

JURY TRIAL DEMANDED

GESTURE TECHNOLOGY  
PARTNERS, LLC,

Plaintiff

v.

SAMSUNG ELECTRONICS CO., LTD.  
AND SAMSUNG ELECTRONICS  
AMERICA, INC.,

Defendants.

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CASE NO. 2:21-cv-00041-JRG  
(Member Case)

JURY TRIAL DEMANDED

**P.R. 4-3 – JOINT CLAIM CONSTRUCTION AND PREHEARING STATEMENT**

In accordance with the Court’s Docket Control Order (D.I. 44) and Local Patent Rule 4-3, all parties to the above-captioned action hereby submit their Joint Claim Construction and Prehearing Statement regarding U.S. Patent Nos. 7,933,431, 8,194,924, 8,553,079, and 8,878,949.

**I. CONSTRUCTION OF CLAIM TERMS ON WHICH THE PARTIES AGREE**

Pursuant to P.R. 4-3(a)(1), the parties have agreed on the following constructions:

Claim Term	Agreed Construction
“a camera means associated with said housing for obtaining an image using reflected light of	Not means-plus-function

at least one object positioned by a user operating said object”  ('431 Patent, Claim 7)	“a camera associated with said housing for obtaining an image using reflected light of at least one object positioned by a user operating said object”
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## **II. EACH PARTY’S PROPOSED CONSTRUCTION OF EACH DISPUTED CLAIM TERM**

Pursuant to P.R. 4-3(a)(2), the parties have attached a chart hereto as Appendix 1, which shows each party’s proposed construction of each disputed claim term, phrase, or clause, together with an identification of all references from the specification or file history that support that construction, and an identification of any extrinsic evidence known to the party on which it intends to rely either to support its proposed construction or to oppose any other party’s proposed construction, including but not limited to, as permitted by law, dictionary definitions, citations to learned treatises and prior art, and testimony of percipient and expert witnesses. Where intrinsic and extrinsic citations have been made for a particular claim term, phrase, or clause, they should be understood as applicable to each other instance where the same term, phrase, or clause appears elsewhere.

## **III. ANTICIPATED LENGTH OF TIME FOR CLAIM CONSTRUCTION HEARING**

Pursuant to P.R. 4-3(a)(3), the parties anticipate that they will need a combined total of 3 hours for presentation at the Claim Construction Hearing.

## **IV. WITNESS TESTIMONY AT CLAIM CONSTRUCTION HEARING**

Pursuant to P.R. 4-3(a)(4), the parties do not at this time anticipate calling witnesses at the Claim Construction Hearing.

## **V. OTHER ISSUES FOR PREHEARING CONFERENCE**

Pursuant to P.R. 4-3(a)(5), the parties do not believe there are any prehearing issues to be addressed by the Court.

DATED: July 16, 2021

Respectfully submitted,

By: /s/ Fred I. Williams

Fred I. Williams

Texas State Bar No. 00794855

Michael Simons

Texas State Bar No. 24008042

WILLIAMS SIMONS & LANDIS PLLC

327 Congress Ave., Suite 490

Austin, TX 78701

Tel: 512-543-1354

fwilliams@wsltrial.com

msimons@wsltrial.com

Todd E. Landis

State Bar No. 24030226

WILLIAMS SIMONS & LANDIS PLLC

2633 McKinney Ave., Suite 130 #366

Dallas, TX 75204

Tel: 512-543-1357

tlandis@wsltrial.com

John Wittenzellner

Pennsylvania State Bar No. 308996

WILLIAMS SIMONS & LANDIS PLLC

1735 Market Street, Suite A #453

Philadelphia, PA 19103

Tel: 512-543-1373

johnw@wsltrial.com

*Attorneys for Plaintiff*

*Gesture Technology Partners, LLC*

By: /s/ Christopher W. Kennerly

Christopher W. Kennerly (TX Bar No. 00795077)

chriskennerly@paulhastings.com

Radhesh Devendran (*pro hac vice*)

radheshdevendran@paulhastings.com

PAUL HASTINGS LLP

1117 S. California Avenue

Palo Alto, CA 94304

Telephone: (650) 320-1800

Facsimile: (650) 320-1900

Allan M. Soobert

allansoobert@paulhastings.com  
PAUL HASTINGS LLP  
2050 M Street NW  
Washington, D.C. 20036  
Telephone: 202-551-1700  
Facsimile: 202-551-1705

Elizabeth L. Brann  
elizabethbrann@paulhastings.com  
PAUL HASTINGS LLP  
4747 Executive Drive, 12th Floor  
San Diego, CA 92121  
Telephone: (858) 458-3000  
Facsimile: (858) 458-3005

Robert Laurenzi  
robertlaurenzi@paulhastings.com  
PAUL HASTINGS LLP  
200 Park Avenue  
New York, NY 10166  
Telephone: (212) 318-6000  
Facsimile: (212) 319-4090

Melissa R. Smith (TX Bar No. 24001351)  
GILLAM & SMITH, LLP  
303 S. Washington Ave.  
Marshall, TX 75670  
Telephone: (903) 934-8450  
Facsimile: (903) 934-9257  
melissa@gillamsmithlaw.com

*Attorneys for Defendants Samsung Electronics  
Co., Ltd and Samsung Electronics America, Inc.*

/s/ Kent E. Baldauf, Jr.

Kent E. Baldauf, Jr. (PA ID No. 70793)

Bryan P. Clark (PA ID No. 205708)

**THE WEBB LAW FIRM**

One Gateway Center  
420 Ft. Duquesne Blvd., Suite 1200  
Pittsburgh, PA 15222  
412.471.8815  
412.471.4094 (fax)  
[kbaldaufjr@webblaw.com](mailto:kbaldaufjr@webblaw.com)  
[bclark@webblaw.com](mailto:bclark@webblaw.com)

*AND*

J. Mark Mann (TX ID No. 12926150)  
G. Blake Thompson (TX ID No. 24042033)  
**MANN TINDEL & THOMPSON**  
201 E. Howard Street  
903.657.8540  
903.657.6003 (fax)  
[mark@themannfirm.com](mailto:mark@themannfirm.com)  
[blake@themannfirm.com](mailto:blake@themannfirm.com)

*Attorneys for Huawei Device Co., Ltd. and  
Huawei Device USA, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was filed electronically in compliance with Local Rule CV-5 on July 16, 2021. As of this date, all counsel of record had consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Christopher W. Kennerly  
Christopher W. Kennerly